

**CITY OF MUSKEGO
CHAPTER 24 - SNOWMOBILE REGULATIONS**

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24.01 STATE LAWS ADOPTED (Ord. #572 - 05-12-87)

Except as otherwise specifically provided in this Code, the current and future statutory provisions of Chapter 350 and 23.33, Wisconsin Statutes, describing and defining regulations with respect to Snowmobiles and All-Terrain Vehicles exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a term of imprisonment, are adopted and by reference made a part of this Code as if fully set forth herein. Any act required to be performed or prohibited by any current or future statute incorporated herein by reference is required or prohibited by this Section. Any future additions, amendments, revisions or modifications of the current or future statutes incorporated herein are intended to be made part of this Code in order to secure uniform statewide regulation of traffic on highways, streets and alleys of the State.

24.02 HOURS OF OPERATION (Ord. #819 - 11-18-93)

No person shall operate a snowmobile or all-terrain vehicle anywhere within the City of Muskego between the hours of 2:00 A.M. and 6:00 A.M. After review and recommendation by the appropriate committee, the Common Council may amend said time if request is received for a special event that the Council has approved. (Note: §350.10 prohibits snowmobile operation between 10:30 P.M. and 7:00 A.M. within 150 feet of a dwelling in excess of 10 miles per hour). That pursuant to §26.02(9)(d), it is unlawful to use snowmobiles on park lands or recreation facilities except in those areas designated by the Director.

24.03 DEFINITIONS (Ord. #899 - 8-22-96)

For purposes of this ordinance, "accompanied" is defined in Wisconsin Statutes 350.05 or 23.33 respectively: a) Snowmobile: accompanied means being on the same snowmobile as the operator; b) All-Terrain Vehicle: accompanied means being subject to continuous verbal direction or control.

Shoulder: That portion of the highway within 10 feet of the roadway on which vehicles may park in an emergency, consisting of gravel, pavement material, or grass not designated or ordinarily used for vehicular travel.

Residential Access: See 350.01(10m).

Highway: See 340.01(22).

Roadway: See 340.01(54).

Snowmobile Trail: See 350.01(17), including privately marked corridors designated for public use within the City of Muskego and frozen lake surfaces.

24.04 DESIGNATED HIGHWAYS (Ord. #899 - 8-22-96)

- (a) The operation of a snowmobile is permitted on State, County, and Federal Highways within the City pursuant to State Statute 350.02 except the following, where operation is not permitted:

Janesville Road: East City limits west to Lincoln Drive. (CTH L)

Racine Avenue: From Hillendale south to Richdorf Drive. (CTH Y)

College Avenue: Entire length.

- (b) The operation of snowmobiles for residential access only pursuant to 350.02(a)(6) is permitted on the shoulder or extreme right hand edge of the city-owned highways where the posted speed limit is greater than 25 MPH, except the following where operation is not permitted:

Woods Road: Entire length.

Pioneer Drive: Entire length.

Lannon Drive: Entire length.

Durham Drive: Woods Road north to Janesville Road.

Tess Corners Drive: Entire length.

- (c) The operation of snowmobiles for residential access pursuant to 350.02(a)(6) is permitted only on the extreme right hand edge of the roadway on city-owned residential highways where the speed limit is 25 MPH or less except the following where operation is not permitted:

All residential city-owned highways located north of Woods Road and east of W17200 (Lannon Drive) where the speed limit is 25 MPH or less.

24.05 MISCELLANEOUS RULES (Ord. #899 - 8/22/96)

- (a) Snowmobiles shall operate and travel in single file.
- (b) Snowmobiles when operating on city-owned highways pursuant to 24.04(b) or (c) shall operate with the flow of traffic.
- (c) The operation of snowmobiles on highways within the City is limited to December 1 through March 31.

24.06 PENALTY

Any person who shall violate any provision of this ordinance shall upon conviction thereof forfeit not less than \$10.00 nor more than \$200.00 together with the costs of prosecution for the first offense and in default of payment thereof shall be imprisoned in the county jail for not less than 5 days.

24.07 ENFORCEMENT

This chapter shall be enforced in the same manner as provided for the enforcement of the state traffic law and as provided in Chapter 7.15 (1) through (3), which provisions are incorporated herein by reference.

The uniform traffic citation shall be used for violations of this ordinance relating to highway use or provisions hereof in conformity with the state statutes, Chapter 350, when committed on the highway, but no points shall be assessed against the driver for the operation of a snowmobile.